**WPMB No. 174 OF 2002**
**Hon. P.C. Verma, J.**
**Hon. Irshad Hussain, J.**

This writ petition relates to the opening of the school in Mohini Road area of Dalanwala, District Dehradun. A public interest writ petition was filed by some of the residents of the area which was disposed of by this Bench on 09.04.2002 directing the Mussoorie Dehradun Development Authority to decide the objections of the residents of the locality and then to pass appropriate orders on the grievance raised by the residents in accordance with law. Now this is the petition by earlier petitioners alongwith some other residents of the same locality on the same averments. Therefore, this petition is barred by Rule 27 of Chapter 22 of High Court Rules. Accordingly, the petition is liable to be dismissed.

However, it is made clear that in case the petitioners are still aggrieved by the order of the MDDA, they may file appeal u/s 28 read with section 27 of the U.P. Urban Planning and Development Act within three days from today. The State Government, if approached shall decide the matter within 15 days from the date of filing of any such application. For 15 days undertaking given by the respondents shall remain in force.

The petition is disposed of accordingly.

**(P.C. Verma, J.)** **(Irshad Hussain, J.)**

Dt. 27.05.2002
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